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13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA

15 SAN FRANCISCO DIVISION

16 UNITED STATES OF AMERICA,) CASE NO: CR 16-062 EMC
17 Plaintiff,)
18 v.) STIPULATION TO CONTINUE, EXCLUDE TIME,
19 JOSE RIGOBERTO YEPEZ) AND [PROPOSED] ORDER
20 Defendant.)
21 _____)

22 The parties are currently set for a status conference on March 30, 2016, at 2:30 p.m. The
23 government has provided discovery to the defense, which is reviewing it. Counsel for the United States
24 currently has trial in another matter set to begin April 4, 2016, with the pretrial conference set for March
25 30, 2016, at 2:00pm. In light of the conflict between that pretrial conference and the status conference
26 in this matter, the parties request that the hearing on March 30, 2016 be continued three weeks, to April
27 20, 2016, at 2:30 p.m., and that the time between March 30, 2016 and April 20, 2016, be excluded under
28 the Speedy Trial Act pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B). Excluding time until April 20,
2016, will allow for the effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).

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32 STIPULATION TO CONTINUE, EXCLUDE TIME, AND [PROPOSED] ORDER
33 CR 16-062 EC

IT IS SO STIPULATED.

DATED: March 29, 2016

/s/
ANDREW F. DAWSON
Assistant United States Attorney

DATED: March 29, 2016

/s/
DANIEL BLANK
Counsel for Defendant Jose Rigoberto Yepez

1 [PROPOSED] ORDER

2 The status conference set for March 30, 2016, at 2:30 p.m. is continued to April 20, 2016 at 2:30
3 p.m. The Court finds that the exclusion of the period from March 30, 2016 to April 20, 2016 from the
4 time limits applicable under 18 U.S.C. § 3161, is warranted; that the ends of justice served by the
5 continuance outweigh the interests of the public and the defendant in the prompt disposition of this
6 criminal case; and that the failure to grant the requested exclusion of time would deny counsel for the
7 defendant and for the government the reasonable time necessary for effective preparation and of
8 counsel, taking into account the exercise of due diligence, and would result in a miscarriage of justice.

9 See 18 U.S.C. § 3161(h)(7)(B)(iv).

10 IT IS SO ORDERED.

11 DATED: 3/29/16

